



PUBLIC NOTICE

File Number: NRS 14.028

Pursuant to Chapter 0400-4-7 of the Department's rules, the proposed activity described below has been submitted for approval under an Aquatic Resource Alteration Permit and §401 Water Quality Certification. This notice is intended to inform interested parties of this permit application and to ask for comments and information necessary to determine possible impacts to water quality. No decision has been made whether to issue or deny this application.

APPLICANT: The Dollywood Company
c/o Brian Dudash
2700 Dollywood Parks Blvd
Pigeon Forge, TN 37863
865-868-1315

LOCATION: Dollywood in Pigeon Forge, Sevier County, TN
Latitude: 35.7978 Longitude: -83.5334

PROJECT DESCRIPTION: The applicant proposes to encapsulate 160 linear feet of an unnamed tributary to Middle Creek. This stream will be encapsulated with a 30" CMP. In addition, the pipe containing 360 linear feet of stream will be removed and a new 30" CMP will be installed. The purpose of this project is to update and expand the parking lot near the entrance to Dollywood for more parking and easier access to the park.

This activity is part of a Common Plan of Development. As such the applicant has cumulatively exceeded the limits of de minimis and mitigation will be required to offset these impacts. To offset these impacts the applicant has proposed purchasing credits from the TN Stream Mitigation Program.

DEGRADATION: In accordance with the Tennessee Antidegradation Statement (Rule 0400-40-03-.06), the division has determined that the proposed activities will result in degradation to water quality.

WATERSHED / WATERBODY DESCRIPTION: This unnamed tributary flows into Middle Creek which is part of the Lower French Broad River Watershed. The Lower French Broad River Watershed is located in East Tennessee and includes parts of Blount, Cocke, Jefferson, Knox and Sevier counties. It is approximately 796 square miles and drains to the French Broad River. There are 128 known rare plant and animal species in the Lower French Broad River Watershed. For more information on this watershed please visit <http://www.tn.gov/environment/water/watersheds/lower-french-broad-river.shtml> .

Stream Name / ID #: Unnamed tributary to Middle Creek (TN06010107007_1650)

Ecoregion: Southern Metasedimentary Mountains (66g)

Stream Dimension: Channel bottom width 4-6 feet
Chanel top width 10 feet
Water depth 6-12 inches
Bank height 3 feet

Substrate: cobbles and bedrock

Designated Use	Use Support	Causes
Fish and aquatic life	Not supporting	Chlorine
Recreation	Not supporting	E. coli, Chlorine
Industrial water supply	Fully supporting	
Irrigation	Fully supporting	
Livestock watering & wildlife	Fully supporting	

Based on the assessment information, this stream is available for additional impacts to habitat.

Assessment Date: 2007

PERMIT COORDINATOR: Vena Jones

FACTORS CONSIDERED: In deciding whether to issue or deny a permit, the department will consider all comments of record and the requirements of applicable federal and state laws. In making this decision, a determination will be made regarding the lost value of the resource compared to the value of any proposed mitigation. The department shall consider practicable alternatives to the alteration. The department shall also consider loss of waters or habitat, diminishment in biological diversity, cumulative or secondary impacts to the water resource, and adverse impact to unique, high quality, or impaired waters.

COMMENTING: Persons wishing to comment on the proposal are invited to submit written comments to the department. Written comments must be received within **thirty days of the date that this notice is posted**. Comments will become part of the record and will be considered in the final decision. The applicant's name and permit number should be referenced. Send all written comments to the department's address listed below and to the attention of the permit coordinator.

PUBLIC HEARING: Interested persons may request in writing that the department hold a public hearing on this application. The request must be filed within the comment period, indicate the interest of the person requesting it, the reasons that the hearing is warranted, and the water quality issues being raised. When there is sufficient public interest in water quality issues, the department will hold a public hearing. Send all public hearing request to the department's address listed below and to the attention of the permit coordinator.

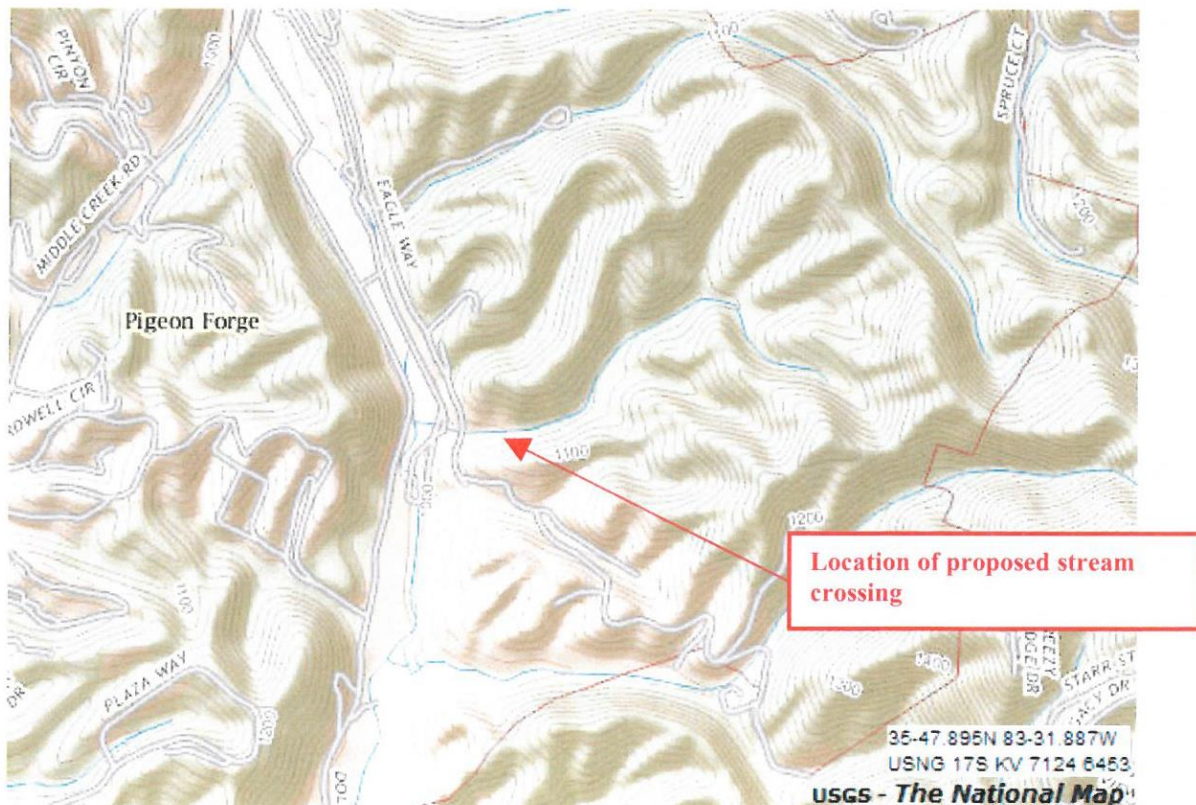
APPEAL: A permit appeal may be filed, pursuant to T.C.A. §§ 69-3-105(i) and Rule 0400-40-05, by the permit applicant or by any aggrieved person who participated in the public comment period announced by this notice. This petition must be filed within THIRTY (30) DAYS after public notice of the issuance of the permit. The petition must specify what provisions are being appealed and the basis for the appeal. It should be addressed to the technical secretary of the Tennessee Board of Water Quality, Oil and Gas at the following address: Dr. Sandra Dudley,

Director, Division of Water Resources, William R. Snodgrass Tennessee Tower, 312 Rosa L. Parks Ave, 12th floor, Nashville, TN 37243. Any hearing would be in accordance with T.C.A. §§69-3-110 and 4-5-301 et seq.

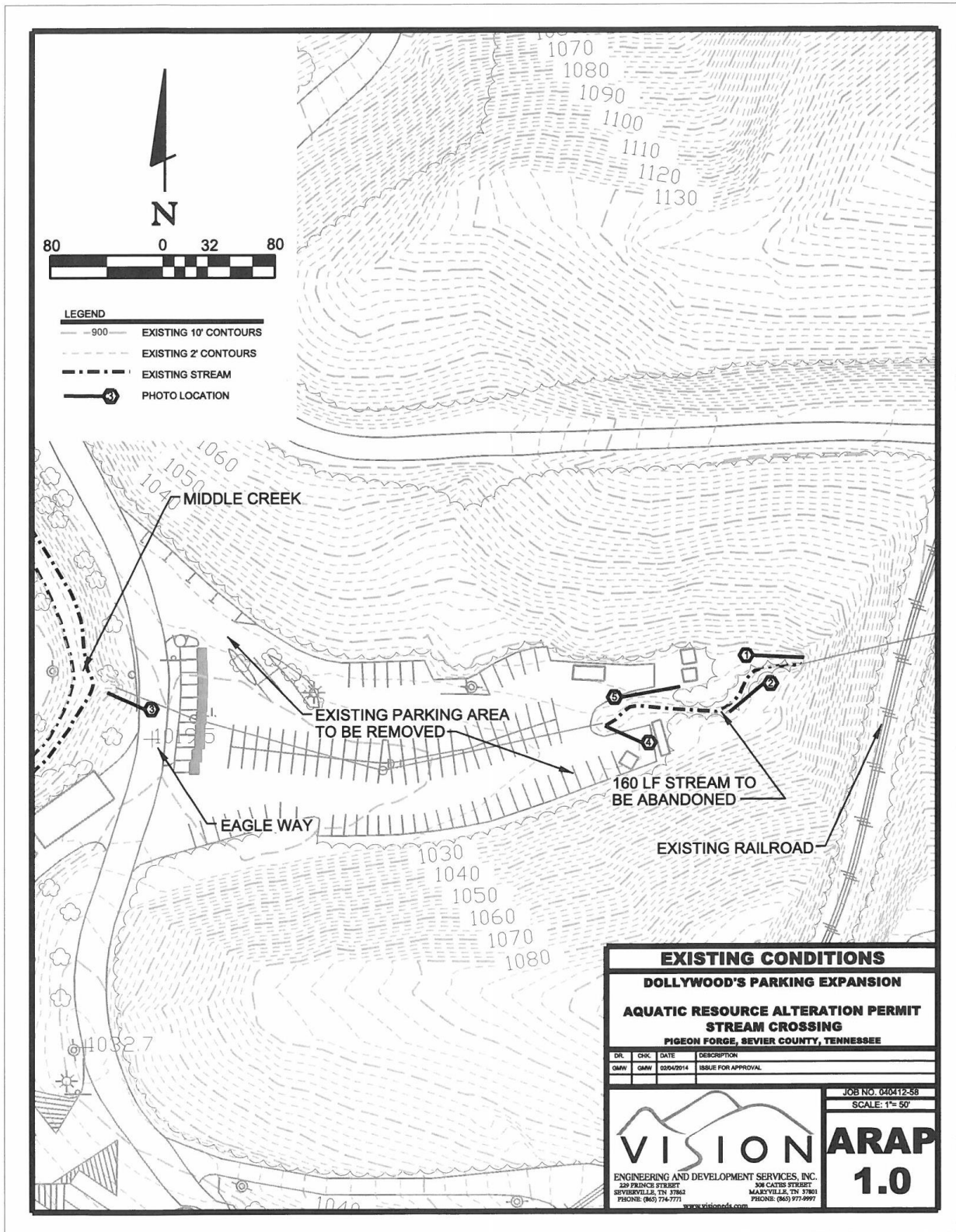
FILE REVIEW: The permit application, supporting documentation including detailed plans and maps, and related comments are available at the department's address (listed below) for review and/or copying.

Tennessee Department of Environment & Conservation
Division of Water Resources, Natural Resources Unit
William R. Snodgrass Tennessee Tower
312 Rosa L. Parks Avenue, 11th Floor
Nashville, Tennessee 37243

LOCATION:



SITE PLANS:



PHOTOS:



PHOTO 1



PHOTO 2